IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

SECOND APPEAL NO.445 OF 1989

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

CORAM : ABHAY S.OKA, J.

DATED : 3rd February, 2005.

P.C.:

1. None appears for the Appellant when the appeal is called out today for hearing. On 24.8.2004 when the Appeal was called out for hearing, none appeared for the Appellant. As none appeared for the Appellant and synopsis was not filed, this Court directed that the Appeal should be placed on Board in regular course. This Court has also directed the Advocate for the Appellant to file synopsis.

2. When the Appeal was placed on board of this Court on 20th January 2005 for orders, office noting made shows that the synopsis was not filed as per the Order dated 24th August 2004. Even on 20th January 2005 none appeared for the Appellant. As the Appeal was very old though no compliance was made by the Appellant with the order dated 24th

August 2004, I directed that the Appeal should be placed on final hearing Board even if compliance is not made with the said order. Today when the Appeal was called out for hearing, none appears for the Appellant. In the circumstances, I have no option but to dismiss the Appeal for default.

Dismissed for default.

Judge.